

Notice of Allowability

Application No.

09/492,133

Examiner

Alexander Kalinowski

Applicant(s)

POLLIN, ROBERT

Art Unit

3626

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 4/9/2004.
2. ☒ The allowed claim(s) is/are 26-61.
3. ☒ The drawings filed on _____ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 4/9/2004
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

Alexander Kalinowski
Examiner
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DETAILED ACTION

1. Claims 26 and 51-64 are presented for examination. Applicant filed a Request for Continued Examination on 4/9/2004 amending claim 26, canceling claims 27-50 and adding new claims 51-64. After carefully reviewing Applicant's amendment, the Examiner withdraws the outstanding rejection of the claims. Therefore, claims 26 and 27-50 are allowed.

Allowable Subject Matter

2. Claims 26 and 51-64 are allowed.

The following is a statement of reasons for the indication of allowable subject matter:

The claimed invention is directed to a system and method for generating authorized payments from financial accounts belonging to payers in payment of debts belonging to payees. The prior art, as evidenced by Pat. No. 5,383, 113, Kight et al., discloses a payment system for receiving information requesting a payment including an amount of the payment to be applied to an account. The prior art also discloses using information identifying an institution authorized to generate the payment from the account and validating the information identifying the institution by comparing it to authenticated information. Moreover the prior art discloses generating a request that the identified institution generate the payment of the identified amount from the account. However, the prior art does not explicitly "an operator entering payment information with respect to a new payer who has not previously authorized payments through the system, or is

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unknown to the system, for making payment orders". This feature is found in independent claims 26, 55, 58, and 61.

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

a. WO 96/41460 discloses a system and payment for performing bill payment.

b. EP0064592 discloses a transaction terminal for processing bill payments.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alexander Kalinowski, whose telephone number is (703) 305-2398. The examiner can normally be reached on Monday to Thursday from 9:00 AM to 6:30 PM. In addition, the examiner can be reached on alternate Fridays.

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If any attempt to reach the examiner by telephone is unsuccessful, the examiner's supervisor, Joseph Thomas, can be reached on (703) 305-9588. The fax telephone number for this group is (703) 305-7687 (for official communications including After Final communications labeled "Box AF").

Hand delivered responses should be brought to Crystal Park 5, 2451 Crystal Drive, Arlington, VA, 7th Floor, receptionist.

A handwritten signature in black ink, appearing to read "Alexander Kalinowski". The signature is fluid and cursive, with a long, sweeping underline.

Alexander Kalinowski

Primary Examiner

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6/27/2004